

FILED

APR 25 2008

Carol E. Higbee, P.J.Cv.

**In re BEXTRA®/CELEBREX®
LITIGATION**

**APPLICABLE TO ALL TRIAL
DISCOVERY POOL CASES**

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: ATLANTIC COUNTY
:

: CASE NO.: 272
:

: CIVIL ACTION
: BEXTRA®/CELEBREX® LITIGATION
:

: **SCHEDULING ORDER FOR
: INITIAL TRIAL**
:

: **APPLICABLE TO THE FOLLOWING
: CASES:**

Langer, Sherman, No. L-0253-06
Carter, Forrest, No. L-3472-06
Grutka, Constance, No. 5631-06
Kugel, Stanley, No. L-6723-06
Voorhees, Michael, No. L-12132-06
Eastman, Helen, No. L-13895-06
Armstrong, Shannah, No. L-14440-06

The Court hereby establishes the following schedule for the trial of an initial trial discovery pool case (to be selected from those cases listed in Exhibit "A" to the Court's Order of January 22, 2008):

Currently	Fact depositions on-going
Friday, May 2, 2008	Case-specific fact discovery cut-off
Monday, June 2, 2008	Plaintiffs shall serve reports for generic and case-specific experts. Such expert reports must comply with the requirements NJ Rule 4:17-4(e). ¹
Monday, June 30, 2008	Pfizer shall serve reports for generic and case-specific experts. Such expert reports must comply with the requirements NJ Rule 4:17-4(e).
Monday, July 14, 2008	Witness lists served

¹ The parties shall not be required to serve an interrogatory to be entitled to reports or related discovery from the opposing party's expert witnesses or treating or examining physicians.

Monday, August 11, 2008	Expert discovery depositions must be completed
Monday, August 18, 2008	Filing and service of N.J. R. Evid. 702 motions
Monday, August 25, 2008	Filing and service of summary judgment motions
	Exhibit lists served
	Deposition designations served
Tuesday, September 2, 2008	Filing and service of opposition papers to N.J. R. Evid. 702 motions
	Motions in limine (MILs) filed and served
Monday, September 8, 2008	Filing and service of reply papers in support of N.J. R. Evid. 702 motions
	Filing and service of opposition papers to summary judgment motions
	Objections to exhibit lists served
	Objections to deposition designations and counter-designations served.
Monday, September 15, 2008	Opposition papers to MILs filed and served
	Reply papers in support of summary judgment motions filed and served
	Proposed jury instructions, jury questionnaires, and special verdict forms (if any) submitted and served
Thursday, September 18, 2008	Reply papers in support of MILs filed and served
Friday, September 19, 2008 (proposed)	Hearing (if any) on summary judgment motions and N.J. R. Evid. 702 motions, MILs, objections to deposition designations, and objections to exhibit lists
Monday, September 22, 2008	Jury selection; trial commences

Service of any paper required by this Order shall be served for actual receipt by the recipient on the corresponding date provided herein.

SO ORDERED

Dated: April 25, 2008



CAROL E. HIGBEE, P.J.Civ.